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COMMONWEALTH OF MASSACHUSETTS

HAMPSHIRE, ss.

SUPERIOR COURT DEPARTMENT  
OF THE TRIAL COURT

\* \* \* \* \*

COMMONWEALTH OF MASSACHUSETTS

v.

SONJA FARAK

\* \* \* \* \*

\* DOCKET NO. HSCR2013-00060  
\* HSCR2013-00061  
\*  
\*

PLEA and SENTENCING HEARING  
BEFORE HONORABLE JUSTICE MARY-LOU RUP

APPEARANCES:

For the Commonwealth:

Massachusetts Attorney General's Office  
1350 Main Street  
Springfield, MA 02108

By: Anne Kaczmarek, Assistant Attorney General

For the Defendant:

Law Office of Elaine M. Pourinski  
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Northampton, MA 01060

By: Elaine M. Pourinski, Esquire

Courtroom 2  
Northampton, Massachusetts  
January 6, 2014

Julianne Deveau  
Approved Transcriber

I N D E X

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1 (Court called to order.)

2 (Defendant present.)

3 (2:09 p.m.)

4 THE CLERK: Your Honor, the next matter is a criminal  
5 matter. Commonwealth v. Sonja Farak, 13-060 and 13-061. This  
6 would be before the Court on an offer of Ms. Farak to plead to  
7 all counts of those two indictments. This would be an  
8 unagreed offer of a change of plea.

9 THE COURT: Alright, so my understanding is, and I've had  
10 an opportunity to review the entire file including the pre-  
11 sentence memorandum filed by you. I reviewed that and the  
12 accompanying letters earlier today. Ms. Pourinski, any  
13 objection to the letters going into the probation file?

14 MS. POURINSKI: No objection. Is that a public file?  
15 Mainly I'm concerned about the sister's letters. There's some  
16 private information there that I would hope to --

17 THE COURT: Going to the probation file, that's not a  
18 public record.

19 MS. POURINSKI: Okay, thank you.

20 THE COURT: With regard to the, with regard to the  
21 sentencing memorandum itself, I'm not going to order that  
22 impounded. I believe it's a public record and I see nothing  
23 so sensitive in there that the public ought not to be able to  
24 review if so desired.

25 So my understanding is that we have two different

1 indictments here. That Ms. Farak is going to plead guilty to  
2 all of the charges, Ms. Pourinski?

3 MS. POURINSKI: That's correct.

4 THE COURT: And the recommendations are not agreed. The  
5 Prosecution's recommending sentences of two to three years of  
6 imprisonment concurrent on counts one through four and six  
7 through nine, to be followed by five years probation on counts  
8 five and count one of the other indictment, 13-061. That's the  
9 recommendation you're making, is that correct?

10 MS. KACZMAREK: That's correct, Your Honor.

11 THE COURT: And Ms. Pourinski, on behalf of your client,  
12 you're recommending a four year probationary sentence on all  
13 counts?

14 MS. POURINSKI: Yes, with a number of conditions, yes.

15 THE COURT: Alright. Ms. Farak, I know you've been in  
16 front of me before, but my name is Mary-Lou Rup, I'm a  
17 Superior Court Judge. I'm going to be asking you a series of  
18 questions in a moment. I'm asking these questions because I  
19 want to be sure that you understand that you're going to be  
20 giving up important rights if you plead guilty. I want to be  
21 sure that if you do plead guilty and give up your rights, that  
22 you're doing that freely, willingly and voluntarily.

23 As I'm speaking to you, if I say anything that you don't  
24 understand, please tell me. If you'd like to speak with Ms.  
25 Pourinski for any reason, tell me, I will give you a chance to

1 do that. If you change your mind about pleading guilty to  
2 these charges, again I ask that you please tell me, I'll stop  
3 the proceedings, you can have a trial beginning on a later  
4 date. I want to be sure that you know what you're doing and  
5 that you want to do this, so if you don't understand something  
6 or change your mind about pleading guilty, please let me know.  
7 Do you understand everything so far?

8 DEFENDANT: Yes, Your Honor.

9 THE COURT: Alright. At this time to the best of your  
10 ability, would you please raise your right hand to be sworn by  
11 the clerk.

12 SONJA FARAK, Sworn

13 DEFENDANT: Yes.

14 THE CLERK: Thank you.

15 COLLOQUY EXAMINATION

16 BY THE COURT:

17 Q Ms. Farak -- is it Farak or?

18 A Farak.

19 Q Farak. Ms. Farak, would you please state your full name  
20 for the record.

21 A My name is Sonja Jean Farak.

22 Q How old are you?

23 A I am 35.

24 Q What's your date of birth and where were you born?

25 A My date of birth is January 13<sup>th</sup>, 1978 and I was born in

1 San Diego, California.

2 Q What's the highest level of education you've completed?

3 A One year of grad school, so 17 years.

4 Q And did you actually receive a graduate degree or you  
5 just spent one year --

6 A No, just -- just one year.

7 Q -- in graduate school. So you have --

8 A Bachelor's.

9 Q -- an undergraduate bachelor's degree?

10 A Yes, Your Honor.

11 Q And what kind of employment have you had?

12 A Since I have graduated -- or since I left grad school, I  
13 worked for a year in a bacteriologist- as a bacteriologist in  
14 an HIV testing lab for the state. And following that I've  
15 worked for the state in the drug analysis laboratory up  
16 through this past April is when I stopped getting paid there.

17 Q Okay. Have you ever suffered from or been treated for a  
18 mental illness, mental disability or any emotional problems?

19 A Yes.

20 Q And what is that?

21 A I've been treated in the past for depression. Right now  
22 they're calling it an adjustment disorder. I also suffer from  
23 a borderline personality disorder.

24 Q To the extent that you still suffer from those  
25 conditions, right now today, do any of those conditions make

1 it difficult for you to be able to understand what's happening  
2 here?

3 A No, Your Honor.

4 Q Is your thinking clouded or confused in any way right  
5 now?

6 A No, Your Honor.

7 Q Are you capable right now today of making rational  
8 decision about what to do with regard to this pending case?

9 A Yes.

10 Q Have you in the past 24 hours had any alcohol, medication  
11 or drugs?

12 A I've had some medications.

13 Q And what is that?

14 A I've had two different types of insulin as well as  
15 Lamictal which is a mood stabilizer and Selectra which is a  
16 anti-depressant.

17 Q Okay, the insulin is to treat your diabetes?

18 A Correct.

19 Q Does that in any way make your thinking clouded or  
20 confused?

21 A I have not noticed that, no.

22 Q Okay. And how long have you been taking the insulin?

23 A Six months or so.

24 Q Okay. So you're not having any adverse effects?

25 A No, Your Honor.

1 Q And with regard to the other medications, do those make  
2 your thinking clouded or confused in any way?

3 A No they don't.

4 Q Right now today as you're standing here, as a result of  
5 any of those medications or otherwise, do you feel sleepy or  
6 tired?

7 A No.

8 Q Are you thinking clearly?

9 A Yes I am.

10 Q And are you alert?

11 A Yes.

12 Q Alright. Now Ms. Farak, as I said just a moment ago, you  
13 and your lawyer do not agree with the Prosecutor on sentence  
14 recommendations that are being made in this case. Just to make  
15 absolutely clear on the record, the Prosecutor is asking that  
16 I sentence you to terms of imprisonment of not less than two  
17 and not more than three years on most of these charges. And  
18 those sentences would run concurrently at the same time. She's  
19 requesting that those sentences be followed by five year  
20 probation on the two misdemeanor charges. Do you understand  
21 those are the recommendations the Prosecutor is making?

22 A Yes I do.

23 Q And you and your lawyer are asking that I place you on  
24 probation for a period of four years, is that what you're  
25 asking me to do?



1 A Yes, that is correct, Your Honor.

2 Q I want you to understand, Ms. Farak, that I don't have to  
3 accept any of these recommendations. I could give you any  
4 sentence up to the maximum sentence allowed by law for each of  
5 these charges to which you are pleading guilty, which is up to  
6 ten years in state prison for each of the controlled substance  
7 theft charges. Up to an additional five years in prison for  
8 each of the charges of tampering with evidence. And up to an  
9 additional one year to the house of correction for each of the  
10 charges of possession of a Class B substance. Do you  
11 understand that?

12 A Yes I do.

13 Q So essentially you could receive sentences that are far  
14 higher than even what the Prosecutor is requesting here.

15 A Yes.

16 Q I will tell you that if after I've heard all the facts of  
17 this case, had a chance to see your prior criminal record if  
18 any, and after I've heard some things about you from your  
19 lawyer, although as I said earlier, I've already reviewed the  
20 pre-sentence report and the letters that were submitted on  
21 your behalf. But after I consider all of those materials, if  
22 for any reason I decide that you should receive a sentence  
23 that's higher than even what the Prosecutor is asking for,  
24 I'll tell you that and I will give you a chance at that point  
25 to withdraw your guilty pleas. You'll be able to go to trial

1 on these charges on a later date. Do you understand that?

2 A Yes, Your Honor.

3 Q And understanding that, Ms. Farak, do you still want to  
4 go forward with these guilty pleas?

5 A Yes.

6 Q Alright. Ms. Farak, you give up important rights when  
7 you plead guilty. I want to discuss each of those rights with  
8 you now.

9 First, you have an absolute right to have a fair trial  
10 before an impartial judge or jury. You would choose if a judge  
11 or a jury heard and decided your trial. If you chose a jury  
12 trial, the jury would be made up of 12 people. Those 12 jurors  
13 would be selected from a larger group of people summons to  
14 court for the day of your trial from throughout this county.  
15 Any of the jurors in that larger group who couldn't be open  
16 minded and fair about your case for any reason would be  
17 excused. Of the jurors that remained, you and your lawyer  
18 would have the right to ask the trial judge to excuse a  
19 certain number of those jurors. They'd also be excused, you  
20 wouldn't necessarily have to tell the judge why you want to  
21 have them excused, so you can take part to some degree in  
22 picking the jury that would hear and decide your trial.

23 If you did have a jury trial, at the end of that trial,  
24 all 12 jurors would have to agree that you were guilty before  
25 you could be found guilty of one or more of these charges. Do

1 you understand that by pleading guilty, you're giving up your  
2 right to have a judge or jury decide after a trial whether  
3 you're guilty or not guilty of each charge.

4 A Yes, Your Honor.

5 Q You're presumed to be innocent of all of these charges  
6 unless the prosecutor proves you are guilty of them. You don't  
7 have to prove that you are innocent. The Prosecutor would have  
8 to prove beyond a reasonable doubt that you're guilty of each  
9 charge. Do you understand that if you plead guilty, you're  
10 giving up the right to make the Prosecutor prove your guilt  
11 beyond a reasonable doubt during a trial?

12 A Yes.

13 Q If you did have a trial, I expect the Prosecutor would  
14 call witnesses to prove these charges. Those witnesses would  
15 have to testify in a public courtroom like this one, in front  
16 of you, after taking an oath to tell the truth. Your lawyer  
17 could question, cross-examine those witnesses. Do you  
18 understand that by pleading guilty, you give up the right to  
19 face and challenge your accusers?

20 A Yes, Your Honor.

21 Q And getting back to the fact that the Prosecutor has the  
22 burden of proving that you're guilty, if you had a trial in  
23 front of a judge, she'd have to convince a judge beyond a  
24 reasonable doubt that you were guilty of each of these  
25 charges. If you had a trial in front of a jury, she'd have to

1 convince every one of those 12 jurors beyond a reasonable  
2 doubt that you were guilty of each charge. Do you understand  
3 that?

4 A Yes I do.

5 Q You don't have to prove anything during a trial, but you  
6 do still have the right to introduce evidence on your own  
7 behalf. You could call witnesses, testify yourself if you  
8 chose, introduce physical evidence that could include records,  
9 documents, other physical objects. The testimony or that  
10 physical evidence could create some doubt about your guilt or  
11 might even tend to show you're not guilty of one or more of  
12 these charges.

13 Do you understand that when you plead guilty, you give up  
14 the right to present that evidence during your trial?

15 A Yes.

16 THE COURT: Ms. Pourinski, I didn't see any dispositive  
17 motions, I have a to suppress or dismiss.

18 MS. POURINSKI: There were none. There were none, Your  
19 Honor.

20 THE COURT: Did you consider them and discuss them?

21 MS. POURINSKI: I did consider them and we did discuss  
22 them and made a decision not to file any.

23 THE COURT: Alright, thank you.

24 BY THE COURT:

25 Q Is that correct, Ms. Farak, you've discussed all of those

1 matters with Ms. Pourinski?

2 A Yes I have.

3 Q You have a privilege against self-incrimination. That's  
4 also known as your right to remain silent. What that means is  
5 that nobody can make you admit that you are guilty of any of  
6 these charges. If you had a trial, the Prosecutor could not  
7 call you as a witness to provide evidence against yourself. It  
8 would be your choice if you testified or not during your  
9 trial. If you chose not to testify, the jury or judge deciding  
10 your case could not conclude that you must be guilty because  
11 you didn't take the stand to defend yourself. And that's  
12 because you do have that right to remain silent and to make  
13 the Prosecutor prove you are guilty. Do you understand that  
14 when you plead guilty, you give up the right to remain silent  
15 and incriminate yourself on all of these charges?

16 A Yes, Your Honor.

17 Q Every crime had parts or elements to it. The Prosecutor  
18 would have to prove each of the necessary elements of each of  
19 these crimes beyond a reasonable doubt during your trial. If  
20 you -- I'm sorry -- if she failed to prove one or more of the  
21 necessary elements of a crime, you would have to be found not  
22 guilty of that crime as charged.

23 Has Ms. Pourinski explained to you the elements of each  
24 of these offenses to which I understand you intend to plead  
25 guilty?

1 A Yes she has.

2 Q Just to be sure you understand, I'm going to go over the  
3 elements with you now. First of all, she would have to prove  
4 for the offenses of tampering with evidence that you either  
5 altered, destroyed, manipulated or concealed or attempted to  
6 alter, destroy, manipulate or conceal either a record,  
7 document or object. And I understand in this case it would  
8 have been the objects?

9 A Correct.

10 Q Specifically drug samples. That you did so with the  
11 intent of impairing the record, document or objects integrity  
12 or it's availability for use in an official proceeding,  
13 whether or not that proceeding was pending at the time of the  
14 violation.

15 So because there are four separate counts, she'd have to  
16 prove that with regard to four separate -- what I understand  
17 are four separate samples. Do you understand those are the  
18 elements of those offenses?

19 A Yes, Your Honor.

20 Q For the offense of theft of a controlled substance from a  
21 dispensary, she would have to prove first that you committed  
22 larceny. That would require that she, she the Prosecutor,  
23 prove that you took and carried away property belonging to  
24 someone else. In other words, not yours. And in this case it  
25 would be narcotics. That you did so without the consent of

1 the owner and the that you did so with the intent of  
2 permanently depriving the owner of the use, ownership or  
3 possession of the property. She'd have to prove that the items  
4 stolen in each of these four instances were controlled  
5 substances. In other words drugs, defined as controlled  
6 substances by Massachusetts law, and that you stole the  
7 controlled substances in question from a person or entity, in  
8 this case the lab and its employees, authorized to possess any  
9 controlled substance. Do you understand those are the  
10 elements she'd have to prove for each of those four counts?

11 A Yes, Your Honor.

12 Q And finally there are two counts of illegal possession of  
13 a Class B substance. For each of those offenses, she'd have to  
14 prove that you knowingly or intentionally possessed something  
15 and that the thing that you possessed was a Class B substance,  
16 in each instance cocaine. And at the time of possession as  
17 alleged in these -- in these charges, you were not authorized  
18 to possess that cocaine.

19 Do you understand that when you plead guilty, you give up  
20 the right to make the Prosecutor prove each of those things  
21 beyond a reasonable doubt for each of the applicable charges?

22 A Yes, Your Honor.

23 Q In a moment I'm going to ask Ms. Kaczmarek --

24 MS. KACZMAREK: Kaczmarek.

25 THE COURT: Kaczmarek. I always misplace those consonants.

1 BY THE COURT:

2 Q Ms. Kaczmarek to tell me the facts she believes she could  
3 prove if this case were to go to trial. I want you to listen  
4 carefully as she's speaking.

5 When she finishes, I will ask if you agree with what  
6 she's told me. If she says anything with which you disagree,  
7 I'll give you a chance to tell me that as well. So you can be  
8 seated for the moment, Ms. Farak.

9 THE COURT: Ms. Kaczmarek?

10 MS. KACZMAREK: Thank you, Your Honor. Your Honor, the  
11 facts that the Commonwealth would present at trial are as  
12 following: On January 17<sup>th</sup> of 2013, the evidence officer at the  
13 Amherst Drug Lab discovered that two samples had been  
14 submitted by the Springfield Police Department were now  
15 missing from the Amherst Drug Lab evidence safe.

16 The Amherst Lab protocol had been that when the  
17 submitting agency brings drugs to the lab to be tested, all of  
18 the submitted samples from that agency on that particular date  
19 are organized into a single batch. The drug samples are not  
20 returned to the submitting agency until all the samples had  
21 been tested.

22 When the evidence officer was attempting to assemble all  
23 the samples in a particular batch to be returned to  
24 Springfield Police Department, she noticed that two drug  
25 samples were missing from two different Springfield cases.



1 Those sample numbers were A12-04791 and A12-04793. A12-4791  
2 had already been assigned to Ms. -- to the Defendant. The  
3 Defendant had analyzed the sample on January 4<sup>th</sup> of 2013 and a  
4 certificate of analysis had already been completed.

5 When the evidence officer realized that 04791 was  
6 missing, she looked through the rest of the batch to see if it  
7 had been misplaced. At that time she discovered that A12-  
8 04793 was also missing. This sample had also been assigned to  
9 the Defendant for testing, but no certificate of analysis had  
10 been generated.

11 The next morning the evidence officer arrived at work and  
12 told her supervisor, Mr. Hanshed (phonetic) about the missing  
13 samples. Mr. Hanshed checked the Mass Spec Data in the  
14 computer to confirm that Ms. Farak had completed the analysis  
15 of both the missing samples. He found that the Defendant in  
16 fact had tested both samples and that they were both positive  
17 for cocaine.

18 When Mr. Hanshed finally moved to the Defendant's work  
19 station to look for those samples, he pulled out of the first  
20 cabinet a white plastic bin with a plastic bag of cocaine.  
21 That it was an unlabeled plastic bag. Chunks of a waxy like  
22 substance in a saucer and white chunks that were in another  
23 saucer. Also in the bin was a pestle as well as two crack  
24 pipes. While crack pipes are not normal for -- to be in the  
25 lab, they're usually secured as evidence for a case.

1           As he continued to look, Mr. Hanshed pulled out a manilla  
2 envelope from the Defendant's work station and found the  
3 packaging for the two missing samples, A12-04791 and A12-4793.  
4 The samples were properly labeled with the appropriate sample  
5 number, but the heat seal packaging had been sliced open, the  
6 contents in the bag looked strange. While visually inspecting  
7 the bags, he noted that sample A12-04791 appeared to be a half  
8 mix of two different substances, while A12-04793 did not  
9 appear to be cocaine at all.

10           Hanshed called the state police to alert them of the  
11 problem and the drug lab was immediately shut down. When the  
12 state police arrived at the lab, Mr. Hanshed was instructed to  
13 perform a preliminary drug analysis on those two drug samples  
14 as well as the plastic bag of cocaine that was found in the  
15 plastic bin.

16           The plastic baggy did appear microscopically to be  
17 cocaine and it was later analyzed by the Sudbury Lab and was  
18 positive for crack cocaine weighing 11.73 grams.

19           Mr. Hanshed performed a complete analysis of the samples  
20 A12-04791 and A12-4793. When he compared his Mass Spec  
21 results to the Defendant's results, he found that they were  
22 two different chemical substances. The Defendant's analysis  
23 did not contain any significant impurities and was cocaine in  
24 a free base form, otherwise known as crack cocaine.

25           Mr. Hanshed analyzed the counterfeit looking portion of

1 A12-04791 and he found that it was not cocaine, but was unable  
2 to identify the substance. The sample was also missing two  
3 grams from the net weight that the Defendant has assigned the  
4 original sample.

5 When he analyzed A12-04793, he found that it was not  
6 cocaine at all. The two samples were then submitted to the  
7 Sudbury Lab for a formal analysis, and 04791 was found to be a  
8 50/50 mix of crack cocaine and what was believed to be a soy  
9 candle. It was malleable and wax like. A12-04793 was also  
10 analyzed and determined not to be crack cocaine, but rather  
11 similar consistency to baked clay.

12 The state police in their search found an empty K-pack  
13 bag which are used by the drug lab to secure submitted drug  
14 samples in the Defendant's temporary safe. The sample number  
15 printed on the K-pack bag was A12-04973. 4973, and had been  
16 assigned to the Defendant for testing. The sample was found --  
17 then to be found missing from the evidence safe and was not  
18 recovered after a search.

19 The sample when submitted to the lab originally was  
20 described as white chunks, believed to be crack cocaine, and  
21 that had a gross weight of 13.6 grams.

22 There is no evidence that the Defendant had begun to test  
23 the sample. The empty K-pack bag was sent to Sudbury for  
24 analysis and the residue tested positive for crack cocaine.

25 While conducting a full audit of the evidence safe to

1 determine if there were any more samples missing, it was  
2 discovered that a sample number A13-000156 was also missing.  
3 That sample had just recently been submitted to the Holyoke --  
4 from the Holyoke Police Department on January 11<sup>th</sup>, 2013. That  
5 sample had been suspected crack cocaine with a gross weight of  
6 28.5 grams. The sample bag for A13-156 was also found empty in  
7 Defendant's work station. The evidence suggests that the  
8 Defendant took the sample out of a larger Holyoke batch that  
9 had been submitted only a week prior to the closure of the  
10 lab. That baggy also tested positive for crack cocaine at the  
11 Sudbury Lab.

12 The investigators tracked down the Defendant that day at  
13 the Springfield District Court. She was waiting outside of the  
14 courtroom to testify. When she was interviewed briefly, the  
15 Defendant stated that there should not be any controlled  
16 substances at her work station as was protocol of the Amherst  
17 Drug Lab.

18 The investigators also located her vehicle in the parking  
19 lot and secured a search warrant. A search warrant of that  
20 car was authorized. Recovered from the driver door map pocket  
21 was a works kit. It's a large plastic bag which contained a  
22 plastic bag of crack cocaine, a smaller crack rock wrapped in  
23 whey paper, which is paper that is used in the drug lab. A lab  
24 spatula, copper mesh and a bag of burnt copper mesh. These are  
25 all items that are used by someone who is smoking crack

1 cocaine.

2 The state police also found a green tote bag that was  
3 shoved in the back of the Defendant's work station. After  
4 securing a search warrant for that bag, the items in the tote  
5 bag appeared to be items that the Defendant used to make the  
6 counterfeit crack cocaine and possibly to add weight to the  
7 tampered samples. There was a bottle of baking soda, baking  
8 powder, Dove soap, a razor blade, soy wax candle, oven baked  
9 clay, lab dishes, a plastic bag with cocaine residue and a  
10 plastic bag containing a rock of crack cocaine, and nine K-  
11 pack bags that had been sliced open.

12 A Sudbury chemist who had been assigned to analyze all  
13 the evidence from Ms. Farak's case had the opportunity to  
14 review those items from the tote bag. Some of the items  
15 submitted to the Sudbury Drug Lab were unidentifiable until he  
16 was able to compare those items, what was found in the tote  
17 bag. For instance, A12-04793 which no longer tested positive  
18 for cocaine, did match the same consistency of the oven baked  
19 clay. And A12-04791 was similar to the consistency of the soy  
20 candle that was recovered.

21 The Amherst Lab had only four employees. Because of this  
22 small number and increased court time, all the employees had  
23 access to the drug safe. Mr. Hanshed, the supervisor, stated  
24 that the Defendant's productivity had declined in the past  
25 four to five months prior to her arrest. In fact around

1 September or October of 2012, he approached the Defendant to  
2 discuss the fact that her analysis numbers had declined by  
3 half. He also noticed that she was frequently missing from the  
4 lab. She would be gone for 15 minutes at a time claiming she  
5 was going for walks or he believed she was in the restroom.

6 This drug lab is authorized by the State to have  
7 possession of narcotics while drugs are being analyzed under  
8 Mass General Laws 94C, Section 47A. The statute is implemented  
9 by the state police general order INV-11, controlled  
10 substances, storage and handling.

11 The state forensic labs have authority to possess  
12 narcotics for analysis purposes only; however, chemists are  
13 not allowed to transport the narcotics outside of the lab. A  
14 member of law enforcement must transport the narcotics to and  
15 from lab and court. The authority of the lab to possess  
16 narcotics is limited only to testing and storage. The  
17 Defendant stole the crack cocaine from the lab while entrusted  
18 with the narcotics for testing. Those are essentially the  
19 facts of the case that the Commonwealth would present.

20 THE COURT: Alright, just because there's a number of  
21 different counts here.

22 MS. KACZMAREK: Sure.

23 THE COURT: So the four counts of theft and the four  
24 counts of tampering with evidence relate to the same samples?

25 MS. KACZMAREK: That's correct. All four of those

1 different samples.

2 THE COURT: And there were four separate and distinct  
3 samples?

4 MS. KACZMAREK: That is correct.

5 THE COURT: And just for the record, those sample numbers  
6 were?

7 MS. KACZMAREK: A12-04791. A12-04793. A12-4793, they're  
8 inverted, and A12 -- or I'm sorry, A13-000156.

9 THE COURT: So you said 4791; 4793.

10 MS. KACZMAREK: 4793. And then 47 -- sorry, there are --

11 THE COURT: 4973.

12 MS. KACZMAREK: 497.

13 THE COURT: 497?

14 MS. KACZMAREK: So it's 4793 and 4793.

15 THE COURT: Okay, and those were all A12. And the other is  
16 A --

17 MS. KACZMAREK: 13.

18 THE COURT: 13.

19 MS. KACZMAREK: Correct.

20 THE COURT: 156. And there are two separate counts of  
21 possession of B.

22 MS. KACZMAREK: That's correct.

23 THE COURT: What distinguishes one from the other?

24 MS. KACZMAREK: The baggy that was found in her work  
25 station, that was approximately 11 point -- 11.73 grams.

1 That's one count. The second count that has a different docket  
2 number was when she was arrested in Springfield. In her  
3 vehicle was another plastic bag of cocaine.

4 THE COURT: And both of those substances were tested?

5 MS. KACZMAREK: Were tested and were positive for crack  
6 cocaine.

7 THE COURT: And what was the amount of the substance in  
8 her vehicle if you know?

9 MS. KACZMAREK: Your Honor, I don't. I don't know at this  
10 time. I don't think I have it in this.

11 THE COURT: Okay. Thank you. Alright.

12 BY THE COURT:

13 Q Ms. Farak, would you stand? Did you hear and understand  
14 everything that the Prosecuting Attorney just told me?

15 A Yes.

16 Q Are those facts true?

17 A Yes they are.

18 Q Do you admit that you did all the things that she said?

19 A Yes.

20 Q Tampered with evidence at the lab and stole from either  
21 four samples or from four different samples?

22 A Yes, Your Honor.

23 Q And do you also admit that you possessed cocaine both  
24 some at your work station as described in this tote bag, and  
25 some in your motor vehicle?



1 A Yes, Your Honor.

2 Q Do you understand that by pleading guilty you've admitted  
3 those facts are true?

4 A Yes, Your Honor.

5 Q Are you pleading guilty to each of these charges freely,  
6 willingly and voluntarily?

7 A Yes.

8 Q Has anybody forced or pressured or threatened you in any  
9 way that's causing you to give up your rights and causing you  
10 to plead guilty?

11 A No, Your Honor.

12 Q Other than the fact that the Prosecutors made a promise  
13 to you and your lawyer about the sentence recommendation she  
14 would make if you pleaded guilty and other than the -- I'm  
15 sorry, that would be it. Other than the fact that she's told  
16 you what recommendation she would make if you pleaded guilty,  
17 has anybody offered you anything or promised you anything else  
18 that's causing you to give up your rights and causing you to  
19 plead guilty?

20 A No, Your Honor.

21 Q And again, has anybody forced or threatened or pressured  
22 you in any way to do this?

23 A No, Your Honor.

24 Q Have you had enough time to discuss this with Ms.  
25 Pourinski?

1 A Yes, Your Honor.

2 Q Have you and she discussed all of your rights, any  
3 defenses you might have to the charges and the possible  
4 consequences, the things that could happen to you if you plead  
5 guilty?

6 A Yes, Your Honor.

7 Q I will tell you that the following are things that either  
8 will or may happen to you as a result of pleading guilty to  
9 these charges. First, if you are not a citizen of the United  
10 States, conviction of these offenses will almost certainly  
11 result in your being deported, denied readmission to the  
12 United States, if you were to leave and try to come back  
13 again. And denied citizenship, all pursuant to the laws of the  
14 United States. Do you understand that those are -- those are  
15 consequences to non-citizens?

16 A Yes, Your Honor.

17 THE COURT: Ms. Pourinski, have you discussed those  
18 consequences with your client?

19 MS. POURINSKI: I have, Your Honor.

20 THE COURT: And to the extent that they could apply, have  
21 you either advised her on what she would do or could do or if  
22 you feel you don't have adequate expertise in the consequences  
23 of -- to non-citizens, have you referred her to an attorney  
24 who does?

25 MS. POURINSKI: If she were not a citizen, she knows she

1 would definitely be deported.

2 THE COURT: Okay. Thank you.

3 BY THE COURT:

4 Q Some of these charges are felonies, so you'll be required  
5 to provide a DNA sample that will be included in the  
6 Massachusetts State DNA Data Base and will be available to law  
7 enforcement officials. At the time the sample is taken, unless  
8 you're found to be unable to pay, you'd be required to pay the  
9 costs of collecting, preparing and processing your own DNA  
10 sample. If you fail to provide a sample within one year, you  
11 could be charged with another criminal offense for failing to  
12 provide a DNA sample. And at the conclusion of this guilty  
13 plea today before you leave court, you're going to have to  
14 sign a document acknowledging that you understand this DNA  
15 requirement. Do you understand all that?

16 A Yes, Your Honor.

17 Q I believe -- well actually I know, that because of some  
18 of these charges, the Massachusetts Registry of Motor Vehicles  
19 will either revoke or suspend your motor vehicle operator's  
20 license or your right to operate a motor vehicle in the State  
21 of Massachusetts for a number of years. Do you understand  
22 that?

23 A I was not aware of that actually.

24 Q Okay. Do you want to speak with your attorney about that?

25 MS. POURINSKI: That is true, I did not discuss that with

1 her.

2 (Attorney/Client Discussion.)

3 BY THE COURT:

4 Q And you understand that that is a consequence, at least  
5 of the -- it may or may not apply to the theft and tampering  
6 charges, but it does certainly apply to the possession of a  
7 Class B substance charges. Do you understand that?

8 A I understand, Your Honor.

9 Q Okay. I want you to understand that these convictions,  
10 both because they're felonies and because of the nature of the  
11 convictions, will result in your not being able to obtain, or  
12 if you already have, certain other types of government issued  
13 permits or licenses could very well result in your not being  
14 able to get certain government benefits such as housing, could  
15 affect your ability to get loans or because they're felonies,  
16 employment. Do you understand all of that?

17 A Yes, Your Honor.

18 Q You as well as the Prosecutor are requesting that I place  
19 you on probation on some of these charges or in your case, all  
20 of the charges. If I do that and during the period of your  
21 probation you were to do something that in the opinion of your  
22 probation officer was a violation of probation, I expect that  
23 the probation officer would bring you back before the Court.

24 If a judge after hearing found that you violated your  
25 probation and ordered that probation revoked, that judge

1 depending on the nature of the sentence for which you're on  
2 probation, if you're on straight probation as your attorney is  
3 requesting, that judge could give you any sentence up to the  
4 maximum sentence allowed by law for any offense for which  
5 you're on straight probation. And for at least some of these  
6 charges, that's up to ten years in state prison. Do you  
7 understand that?

8 A Yes, Your Honor.

9 Q On the other hand, if I were to decide to give you a  
10 suspended sentence for instance, or a split sentence, and a  
11 part of your sentence were suspended and the judge found that  
12 you violated probation and ordered the sentence revoked, that  
13 judge would have to give you the entire suspended sentence. Do  
14 you understand that?

15 A Yes I do.

16 Q I want you to understand that if today after you left  
17 court, at any time in the future you were to commit another  
18 criminal offense and be convicted, the fact that you've  
19 pleaded guilty and been convicted of these offenses today  
20 could very well subject you to either higher sentences or even  
21 minimum mandatory sentences for any future criminal  
22 convictions. Do you understand that?

23 A Yes, Your Honor.

24 THE COURT: Ms. Pourinski, are you satisfied you had  
25 adequate time to discuss the case with Ms. Farak?

1 MS. POURINSKI: I am, Your Honor.

2 THE COURT: And in your opinion, does she understand all  
3 of the elements of the offenses to which she's pleading  
4 guilty, the defenses she might have to each charge, all of her  
5 rights and all these possible consequences of guilty pleas?

6 MS. POURINSKI: Yes, I believe she does. The only one I  
7 didn't discuss was the possession of Class B with the driving,  
8 but other than that, I believe she understands fully the  
9 consequences.

10 THE COURT: Alright, thank you.

11 BY THE COURT:

12 Q Ms. Farak, do you feel that you had adequate time to  
13 discuss the case with Ms. Pourinski?

14 A Yes, Your Honor.

15 Q Has she represented you fully and fairly?

16 A Yes, Your Honor.

17 Q Has she answered all your questions and concerns?

18 A Yes, Your Honor.

19 Q Do you have any complaints of any kind about the advise  
20 or representation she's given you so far?

21 A No, Your Honor.

22 Q Have you been confused by anything I've just said to you  
23 or the questions I've asked?

24 A No, Your Honor.

25 Q Who decided that you would plead guilty to these charges?

1 A I did, Your Honor.

2 Q And why are you pleading guilty?

3 A Because I am guilty.

4 Q In just a moment -- I'm going to ask in a moment that one  
5 of the court officers give you this document, which is  
6 entitled Waiver of Defendant's Rights. When he gives it to  
7 you, would you take a look at it and tell me if you read this  
8 yourself or if Ms. Pourinski read it to you.

9 A Yeah, I remember my attorney reading it to me, but also  
10 letting me look at it.

11 Q Okay. And is that your signature on the second page?

12 A Yes it is.

13 Q And when you signed that, Ms. Farak, were you telling me  
14 that you understood you give up those rights if you pleaded  
15 guilty?

16 A Yes, Your Honor.

17 Q Alright. You haven't actually pleaded guilty quite yet.  
18 You still have the right, right now, to ask for and to have a  
19 trial. If you did tell me right now that you've changed your  
20 mind, I'd stop the proceeding. You could have a trial on a  
21 later date. The judge or a jury hearing and deciding your  
22 trial would know nothing about what's happened here this  
23 afternoon. So the fact that you've began pleading guilty, even  
24 the things you just said here in open court, none of that  
25 could be used as evidence against you during your trial. So

1       you do still have a right to a fair trial.

2               In a moment I will ask if you still want to plead guilty.  
3       If you tell me yes, then I will ask the Clerk to formally take  
4       your guilty pleas. But remembering all those rights I've just  
5       told you about that you'll give up by pleading guilty as well  
6       as all the things that could happen to you if you do so, do  
7       you still wish to plead guilty to these charges, Ms. Farak?

8       A       Yes, Your Honor.

9               THE COURT: Would you take the changes of plea, Mr.  
10       Jekanowski.

11              THE CLERK: Thank you, Your Honor.

12              Sonja Farak, how do you now plead to counts one through  
13       four of Hampshire County Indictment 13-060, each of which  
14       charge you with tampering with evidence?

15              MS. FARAK: Guilty.

16              THE CLERK: How do you plead to count five of that same  
17       indictment charging you with possession of a Class B  
18       controlled substance, that being cocaine?

19              MS. FARAK: Guilty.

20              THE CLERK: How do you plead to counts six through nine of  
21       Hampshire County Indictment 13-060, each of which charge you  
22       with theft of a controlled substance from a dispensary?

23              MS. FARAK: Guilty.

24              THE CLERK: And how do you plead to Hampshire County  
25       Indictment 13-061, charging you with possession of a Class B



1 controlled substance, that being cocaine?

2 MS. FARAK: Guilty.

3 THE CLERK: Thank you.

4 THE COURT: You may be seated, Ms. Farak.

5 For the purposes of the record, I find that these pleas  
6 have been made voluntarily with knowledge of their  
7 consequences. I find that a factual basis exists for each of  
8 the pleas. They are hereby accepted.

9 Are you ready to proceed?

10 MS. KACZMAREK: Yes, Your Honor. Your Honor, just for  
11 clarification, the plastic bag in her car weighed 5.6 grams of  
12 crack cocaine.

13 THE COURT: Okay, thank you.

14 MS. KACZMAREK: Your Honor, the Commonwealth is seeking --  
15 making a recommendation of two to three year state prison  
16 sentence for counts of 2013-00060, counts one through four,  
17 which are tampering with evidence. We are also asking that  
18 on, for the same docket number, counts six through nine, theft  
19 from a dispensary, two to three year state prison sentence to  
20 run concurrent with counts one through four.

21 We are asking for, on count five of the possession of B  
22 charge, and counts of 00061, count one, the second possession  
23 of Class B charge, for a five year probationary term to run on  
24 and after the state prison sentence.

25 With the probationary term, we're asking for a drug

1 treatment and random screens, that she remain alcohol free and  
2 drug free, and after reading the sentencing memorandum, I  
3 would also be including a mental health evaluation and  
4 treatment as deemed necessary.

5 The impact of the Defendant's tampering has affected  
6 hundreds of drug cases in western Massachusetts. She was in a  
7 position of trust, she had access to every drug sample  
8 submitted to the Amherst Lab. She intentionally allowed  
9 tampered samples to stand as evidence against criminal  
10 defendants without regard for that individual's rights and  
11 liberties. Her actions undermine the credibility of all drug  
12 analysis submitted at every criminal trial.

13 The recommended sentence should not only be founded upon  
14 the serious nature of the crime, but also on the negative  
15 impact of the public trust that are actions of cause. Her  
16 motivation for tampering and for stealing is based upon her  
17 drug addiction. A two to three year prison sentence is  
18 appropriate where the Defendant has completely destroyed the  
19 criminal evidence in numerous drug cases. These cases can't  
20 simply be retested. The Defendant was in a position of trust,  
21 she violated the position for her own personal addiction.  
22 Again, we would ask for the two to three sentence on the four  
23 counts of tampering and the stealing from a dispensary to run  
24 concurrent and with the five year probationary term for the  
25 crack cocaine charges.

1           That's the Commonwealth's recommendation.

2           THE COURT: Alright, thank you. Ms. Pourinski?

3           MS. POURINSKI: Thank you, Your Honor.

4           As you know, our recommendation is for four years  
5 straight probation with a number of conditions which I'll  
6 speak about later. I have submitted a sentencing memo to this  
7 Court and in that sentencing memo, it details some of the  
8 accomplishments of Ms. Farak, some of her contributions to  
9 society, some of the struggles that she has, and a little bit  
10 about her personality and characteristics.

11           I've also submitted some letters from family members and  
12 neighbors and in the courtroom today to support her are her  
13 parents, her sister, her spouse and her neighbors. So I would  
14 ask the Court to take all of those into consideration.

15           And I understand the thrust of the Commonwealth's  
16 argument of why they think Ms. Farak should go to state  
17 prison. That because of her action, it had a number of  
18 consequences and that she is unable to testify in the number  
19 of cases or they're unable to use the evidence any more in a  
20 number of cases.

21           But I would ask the Court to keep that responsibility,  
22 and she is here today to take responsibility. She doesn't  
23 blame anyone else, she blames herself. But to keep that  
24 responsibility in perspective, she's certainly not responsible  
25 for the drug problem that exists. One person doesn't make it

1 go up or make it go down. To me it would be more, if you put  
2 more resources to treatment and prevention, that might affect  
3 it. But she's definitely an example of, that it crosses many  
4 barriers. We don't like to think that and certainly when it  
5 crosses a barrier that we don't expect it to cross, that  
6 person suffers more shame. Which she has. And more publicity.

7 So I would ask the Court to keep that in perspective. And  
8 anyone that gets a second chance because of this, she's  
9 certainly not responsible for their actions afterwards.  
10 Because if she were responsible for someone who went out and  
11 committed another crime, then she'd have to be responsible for  
12 someone who goes out and does some good in the world. So  
13 she's not responsible for that. She's responsible for what she  
14 did.

15 And I understand and I know that there's much disdain for  
16 Ms. Farak in the state, and in this county and adjoining  
17 counties, especially since it came on the heels of the other  
18 drug scandal.

19 But I ask the Court or I would suggest to the Court that  
20 that disdain must be balanced by compassion. Compassion for a  
21 person whose life spun out of control, whose life is broken  
22 now and whose life it's going to take a very long time to get  
23 it back on track. And she's deserving of that compassion  
24 because she has an illness. An illness which is recognized by  
25 the DSM. She's struggling with drug addiction. I think the

1 Court found that out two weeks ago.

2 And she's also someone, call it what you will, adjustment  
3 disorder, whatever, who has a tendency towards depression. And  
4 she's deserving of that -- and I would suggest to the Court,  
5 there was no personal gain in this for her. It was not about  
6 getting anything for her. It was about coping. And it  
7 certainly wasn't about having fun. I don't think Ms. Farak's  
8 had fun in quite awhile to be perfectly honest.

9 So I would ask the Court to consider that. And she's  
10 certainly deserving of compassion because from all accounts,  
11 from the neighbors, from the family, from the letters, she is  
12 someone who is kind hearted and not mean spirited in any way,  
13 shape or form. She is someone that if a person is in need, she  
14 would be there to help that person. Sometimes to her  
15 detriment. So I'd ask the Court to consider that.

16 Even before Your Honor imposes a sentence today, she has  
17 suffered the consequences of her actions. Her career is gone.  
18 This is a person who is one of those people who loves science.  
19 She excels in it. I think you could see in the memo, she's  
20 received numerous awards for science. And it is -- she  
21 definitely won't get a job in that for a very, very long time,  
22 if at all.

23 She's -- her ability to get any job right now appears to  
24 be gone. As I told the Court two weeks ago, she's applied for  
25 numerous jobs and I have seen her frustration each time she

1 comes in and -- came in and told me, well I applied for this  
2 job, I got the interview and then I didn't get it. In the era  
3 of Google, whatever, it follows her. And she is basically the  
4 provider in her home.

5 She suffered the consequences of loss of privacy. Her  
6 privacy is gone. She appears in the paper probably at least  
7 once a month, sometimes more than that. And I would suggest to  
8 the Court, she has suffered public humiliation because of  
9 that. And it appears as though that is going to be ongoing  
10 until these cases make their way through the court.

11 It's very possible she'll suffer the loss of her home in  
12 Lower Park. Not only her home, but that nice close knit  
13 community that they have there. I believe her parents are  
14 going to pay for the mortgage until, at least until spring  
15 when it's a better time to sell a home. And she's certainly  
16 suffered a loss of self. A sense of self. Her sense of self is  
17 gone.

18 So I would ask the Court to consider because of who she  
19 is, because of her position, it carries with it all of these  
20 other consequences. And I would suggest it shouldn't carry for  
21 a person, non-violent first time offender, it should not carry  
22 a sentence to the state prison. And I think if you look at the  
23 guideline levels, there's zero to 24. So what we're asking is  
24 within that.

25 You know, I recently heard a statistic. That the U.S.

1 accounts for five percent of the world's population, but 25  
2 percent of the world's incarcerated. And many of those people  
3 are non-violent offenders who are not getting the treatment  
4 that they need. And they come out needing treatment.

5 So I would ask the Court to seriously consider probation  
6 for Ms. Farak. I know it's probably considered asking a lot,  
7 but I would ask the Court to seriously consider that. And the  
8 probation we're asking for and the conditions, it puts here  
9 under the supervision of the criminal justice system until  
10 she's 40 years old, for four years. With random drug and  
11 alcoholic testing, mental health and drug and alcohol  
12 treatment. 500 hours of community service, which she would  
13 probably do anyway without being told to do. And whatever  
14 other condition that this Court deems necessary.

15 I think it's a fair recommendation for a first time, non-  
16 violent person. I know this Court knows that two weeks ago she  
17 had trouble -- she still struggles with her addiction. If she  
18 didn't get it before, she got it as of December 23<sup>rd</sup>, that  
19 should she violate, it won't matter what problem, what  
20 holiday, she will go to prison.

21 So I would ask the Court to consider this recommendation.  
22 Seriously consider this recommendation.

23 THE COURT: Okay, thank you very much. And I have the  
24 guidelines and the record.

25 Alright, I'm going to take a -- couple of questions, Ms.

1 Pourinski. I suspect I know the answer, but there are fees  
2 that are assessed in this matter. What are her financial  
3 circumstances at this time?

4 MS. POURINSKI: We would ask that any fee be waived since  
5 she has no income at this point.

6 THE COURT: She has no income? But she does own a house.

7 MS. POURINSKI: She does own a house which her parents are  
8 paying the mortgage.

9 THE COURT: Okay, thank you. Take about a five minute  
10 recess.

11 (Court recessed at 2:59 p.m.)

12 (Court reconvened at 3:08 p.m.)

13 SENTENCING

14 THE COURT: Ms. Farak, I just want to say a few things  
15 about what brings you here before the Court. Every day in  
16 this court, every day in this state, judges have people before  
17 them who are charged with drug offenses. Sometimes there are  
18 people who are drug users. Sometimes they are people who are  
19 drug distributors. Sometimes even of the people who are drug  
20 distributors, they're doing so to essentially supply  
21 themselves or self medicating some other condition, and I  
22 think it's pretty clear in your case, that's part of what's  
23 happening here. And I certainly take that into account, but  
24 your situation is far different.

25 You had a job which as a result of what you've done and



1 admitted to here, has had consequences that go far beyond  
2 anything that touch you directly in your life, and even though  
3 consequences that touch your family and friends, those people  
4 who support you.

5 As the prosecuting attorney said, what happened in this  
6 case is a serious violation of the public's trust in the  
7 taxpayer supported laboratories that are charged with  
8 conducting forensic evaluations of evidence that are submitted  
9 to them in pending criminal cases. We have law enforcement  
10 officials who investigate crimes including narcotics offenses,  
11 prosecutors who bring charges for narcotics offenses, judges  
12 and juries who are presented with evidence, and every one of  
13 those people, every one of those individual involved in the  
14 process of investigation and prosecution and handling criminal  
15 charges against people charged with drug offenses, need to  
16 have confidence in the integrity of the forensic test results  
17 that come into the courts and upon which judges and juries and  
18 prosecutors and law enforcement officials have to rely. And  
19 those test results come from our state labs.

20 Perhaps every bit as important if not more important,  
21 there are people whose lives and liberties are affected by  
22 what happens as a result of suspected narcotics being  
23 submitted to state labs, because they ultimately either have  
24 to rely on those results in making a decision as to whether to  
25 plead guilty or not, or have to rely that if evidence is

1 presented during a trial, that that evidence is evidence in  
2 which everybody should be able to have some confidence. And  
3 your conduct clearly has eroded everybody's confidence in that  
4 regard, and there's -- I'm sure I don't have to tell you the  
5 number of cases, dozens, hundreds pending. In this county,  
6 Hampshire, Hampden County, Berkshire County, Franklin County  
7 are all cases that were either disposed of or whose trials  
8 were pending at the time of your arrest, that you'd had a hand  
9 in.

10 And regardless of whether you did or did not in some way  
11 tamper with that evidence, the fact is that there's many  
12 judges and many prosecutors and many individuals who were the  
13 subject matter of those charges or convictions whose -- who  
14 are dealing today or have for the past year, been dealing with  
15 how to resolve these situations.

16 So again I take into account the fact that you have had a  
17 seemingly pretty exemplary life. You've struggled with a  
18 number of things. Apparently still struggle with mental health  
19 issues, and most likely were taking these drugs -- there  
20 doesn't seem to be any evidence for any other purpose other  
21 than self medicating.

22 But nonetheless, when I look at everything together, I  
23 don't think it's appropriate to just put you on probation as  
24 you and your attorney are requesting. There's no doubt in my  
25 mind you need to be under probationary supervision for a

1 period of time so that the Probation Department can make  
2 certain that you're undergoing substance abuse treatment,  
3 which I'm sure is going to be necessary for you. That it  
4 appears to me that you need mental health treatment, and so  
5 that would be part of the conditions that would be imposed  
6 here.

7 Your conduct has, whether you recognized it at the time  
8 or not, come at a great cost to the state. And so to the  
9 extent that you and your attorney were recommending a pretty  
10 significant amount of community service, I think that's  
11 appropriate as well. But I cannot in good conscience and as a  
12 matter of justice give you probation at this point.

13 I've looked at the guidelines. The guidelines call for  
14 zero to 24 months. I'm going to impose a sentence of 18 months  
15 at the house of correction with a suspended sentence as well  
16 as straight probation on some of these charges. But I want to  
17 make absolutely clear to you. As I said earlier, if there's a  
18 suspended sentence and you violate probation, a judge has to  
19 give you that entire suspended sentence. If you're on  
20 straight probation, which some of these probationary terms  
21 will be straight probationary sentences, violation of the  
22 probation could subject you to up to ten years in prison, so  
23 it's up to you how you comply with your probation.

24 I know that substance abuse is not an easy thing to kick.  
25 You're an educated woman who had a great career and yet

1 obviously have not been able to do it. So you need some -- you  
2 really do need help. Not just from your family members and  
3 friends and supporters, but you need professional assistance  
4 as well. So I wish you good luck.

5 Mr. Jekanowski?

6 THE CLERK: Thank you, Your Honor. Sonja Farak, harken to  
7 the sentence which the Court has awarded against you. On  
8 count one of Hampshire County Indictment 13-060 to which  
9 you've pled guilty to the charge of tampering with evidence,  
10 the Court orders that you be committed for a period of two and  
11 a half years to the Women's Correctional Facility in Chicopee.  
12 18 months of this sentence is to be served directly, with the  
13 balance suspended, and you are placed on probation for a  
14 period of five years under the terms and orders governing  
15 probation, together with the following special conditions. No  
16 illegal drugs or alcohol, random screens, substance abuse  
17 counseling and treatment as may be recommended. Mental health  
18 evaluation with counseling and treatment as may be  
19 recommended. 500 hours of community service as determined by  
20 the Probation Department. Four AA or NA meetings per week. You  
21 are to take any required medications as recommended and you  
22 are to sign releases for the probation department to monitor  
23 your substance abuse treatment and mental health treatment.  
24 You are so recognized to those special conditions of your  
25 probation.

1           On counts two, three, six, seven and eight of Hampshire  
2 County Indictment 13-060. On each of those counts of that  
3 indictment, each concurrent with each other and count one of  
4 Hampshire County Indictment 13-060, the Court also orders you  
5 be committed to the Women's Correctional Facility for a period  
6 of two and a half years, 18 months to be served directly with  
7 the balance suspended and five years probation. Again,  
8 together with the same special conditions of your probation.

9           On counts five of 13-060, possession of a Class B  
10 Controlled Substance and 13-061, also the indictment charging  
11 you with possession of a Class B Controlled Substance. On each  
12 of those counts and indictment concurrent with each other and  
13 concurrent with the previous mentioned counts, those being  
14 counts one, two, three, six, seven and eight of 13-060. On  
15 each of those counts, the Court orders you be committed to the  
16 Women's Correctional Facility in Chicopee for a period of one  
17 year.

18           On counts four and count nine of Hampshire County  
19 Indictment 13-060. On each of those counts, the Court orders  
20 you be place on five years straight probation. Each of those  
21 counts to be concurrent with each other and concurrent with  
22 the period of probation imposed upon you on count one of  
23 Hampshire County Indictment 13-060.

24           The Court further notes that there is credit for  
25 confinement and orders it be given to you for a period of 14

1 days from 12/23/13 until today, January 6<sup>th</sup>, 2014. The Court  
2 does impose a \$150 drug assessment fee; a \$90 victim witness  
3 assessment. Those fees and assessments shall be collected  
4 during the period of your probation. The Court also orders a  
5 \$60 per month probation fee plus a \$5 per month victim  
6 services fee. Or in the alternative community service as  
7 determined by Probation, and you're remanded to the custody of  
8 the court officers.

9 MS. POURINSKI: Your Honor, maybe I didn't hear it, it's  
10 count five with the one year, that's concurrent with the 18  
11 months?

12 THE COURT: Yes, the two possession charges, count one and  
13 count five are concurrent with count one of --

14 MS. POURINSKI: Okay, thank you.

15 THE COURT: -- 13-060. Good luck to you.

16 (Court adjourned at 3:19 p.m.)  
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## W O R D I N D E X

\$150, <b>46/2</b>	<b>23/8,20</b>	6 <sup>th</sup> , <b>46/1</b>
\$5, <b>46/5</b>	17, <b>6/3; 16/12</b>	94C, <b>22/8</b>
\$60, <b>46/5</b>	17 <sup>th</sup> , <b>16/12</b>	A12-04793, [Also:]
\$90, <b>46/2</b>	18, <b>43/14; 44/12;</b>	<b>17/1,7; 18/8;</b>
00061, <b>33/22</b>	<b>45/6; 46/10</b>	<b>19/5,9; 21/17; 23/7</b>
04791, <b>17/1,5;</b>	1978, <b>5/25</b>	A12-04791, [Also:]
<b>18/3,7,20; 19/1,7;</b>	2:09, <b>3/3</b>	<b>17/1; 18/3,7,20;</b>
<b>21/19; 23/7</b>	2:59, <b>40/11</b>	<b>19/1; 21/19; 23/7</b>
11, <b>18/18; 20/4;</b>	2012, <b>22/1</b>	A12, <b>17/1,7;</b>
<b>22/9; 23/25</b>	2013, <b>16/12; 17/3;</b>	<b>18/3,7,8,20;</b>
11.73, <b>18/18; 23/25</b>	<b>20/4; 33/16</b>	<b>19/1,5,9,15;</b>
11 <sup>th</sup> , <b>20/4</b>	2013-00060, [Also:]	<b>21/17,19; 23/7,8,15</b>
12, <b>10/12,24; 12/1;</b>	<b>33/16</b>	A12-4793, [Also:]
<b>17/1,7;</b>	2014, <b>46/1</b>	<b>18/3,20; 23/7</b>
<b>18/3,7,8,20;</b>	23 <sup>rd</sup> , <b>39/18</b>	A12-4791, [Also:]
<b>19/1,5,9,15;</b>	24, <b>7/10; 38/23;</b>	<b>17/1</b>
<b>21/17,19; 22/1;</b>	<b>43/14</b>	A12-04973, [Also:]
<b>23/7,8,15; 46/1</b>	25, <b>39/1</b>	<b>19/15</b>
12/23/13, <b>46/1</b>	28.5, <b>20/6</b>	A12, <b>17/1,7;</b>
13, <b>3/5; 4/8; 5/25;</b>	3:08, <b>40/12</b>	<b>18/3,7,8,20;</b>
<b>16/12; 17/3; 19/21;</b>	3:19, <b>46/16</b>	<b>19/1,5,9,15;</b>
<b>20/2,4,6;</b>	35, <b>5/23</b>	<b>21/17,19; 23/7,8,15</b>
<b>23/8,17,18;</b>	40, <b>39/10</b>	A13-156, [Also:]
<b>32/13,21,25; 33/16;</b>	47, <b>17/1,5,8;</b>	<b>20/6</b>
<b>44/8;</b>	<b>18/3,7,8,20;</b>	A13-000156, [Also:]
<b>45/2,4,9,10,14,19,2</b>	<b>19/1,5,7,9;</b>	<b>20/2; 23/8</b>
<b>3; 46/1,15</b>	<b>21/17,19; 22/8;</b>	AA, <b>44/20; 47/1</b>
13-061, [Also:]	<b>23/7,9,10,14</b>	ability, <b>5/10;</b>
<b>3/5; 4/8; 32/25;</b>	4791, <b>17/1,5;</b>	<b>6/18; 14/12; 28/15;</b>
<b>45/10</b>	<b>18/3,7,20; 19/1,7;</b>	<b>37/23</b>
13-060, [Also:]	<b>21/19; 23/7,9</b>	able, <b>3/23; 7/1,7;</b>
<b>3/5; 32/13,21;</b>	4793, <b>17/1,8;</b>	<b>9/25; 11/8,11,24;</b>
<b>44/8;</b>	<b>18/3,8,20; 19/5,9;</b>	<b>12/1; 13/19; 15/21;</b>
<b>45/2,4,9,14,19,23;</b>	<b>21/17; 23/7,9,10,14</b>	<b>19/1,9; 21/15,16;</b>
<b>46/15</b>	47A, <b>22/8</b>	<b>27/6,8; 28/11,14;</b>
13-061, [Also:]	49, <b>19/15;</b>	<b>35/18,19; 42/2;</b>
<b>3/5; 4/8; 32/25;</b>	<b>23/11,12,13</b>	<b>44/1</b>
<b>45/10</b>	497, <b>19/15;</b>	absolute, <b>8/15;</b>
13.6, <b>19/21</b>	<b>23/11,12,13</b>	<b>10/9; 43/17</b>
13 <sup>th</sup> , <b>5/25</b>	4973, <b>19/15; 23/11</b>	absolutely, <b>8/15;</b>
14, <b>45/25; 46/1</b>	4 <sup>th</sup> , <b>17/3</b>	<b>43/17</b>
15, <b>20/2,6; 22/4;</b>	5.6, <b>33/11</b>	abuse, <b>43/2,24;</b>
<b>23/8,20; 46/2</b>	50/50, <b>19/8</b>	<b>44/16,23</b>
156, <b>20/2,6;</b>	500, <b>39/12; 44/19</b>	accept, <b>9/3; 33/8</b>

<p>accepted, 33/8  access, 21/23; 34/7  accompanying, 3/12  accomplishments, 35/8  account, 37/10; 39/1; 40/23; 42/16  accounts, 37/10; 39/1  accusers, 11/19  acknowledging, 27/14  action, 34/11,15; 35/17; 36/9; 37/17  actions, 34/11,15; 36/9; 37/17  actually, 6/4; 27/17,23; 31/17  add, 9/7,9; 21/6; 34/17,21; 36/25; 39/17  addiction, 34/17,21; 36/25; 39/17  additional, 9/7,9  adequate, 26/22; 29/25; 30/12  adjoining, 36/16  adjourned, 46/16  adjustment, 6/22; 37/2  admit, 13/5; 24/18,23; 25/2; 41/1  admitted, 25/2; 41/1  adverse, 7/24  advise, 26/21; 30/19  advised, 26/21  affect, 28/15; 34/5; 36/2; 41/21  affected, 34/5; 41/21  afternoon, 31/23</p>	<p>afterwards, 36/9  against, 13/3,7; 31/25; 34/9; 41/15; 44/7  agency, 16/17,18,20  agree, 3/8; 4/4; 8/13; 10/24; 16/5,6  agreed, 3/8; 4/4  alcohol, 7/10; 34/1; 39/11; 44/16  alcoholic, 39/11  alert, 8/10; 18/10  alleged, 15/17  allowed, 9/4; 22/13; 29/4; 34/8  already, 9/19; 17/2,4; 28/12  Alright, 3/9; 4/15; 5/9; 8/12; 10/6; 12/23; 22/20; 24/11; 30/10; 31/17; 35/2; 39/25  alter, 14/5,6; 46/6  altered, 14/5  alternative, 46/6  although, 9/19  always, 15/25  Amherst, 16/13,15,16; 20/16; 21/21; 34/8  amount, 24/7; 43/10  analysis, 6/15; 17/4,9,14; 18/13,19,22; 19/7,24; 22/2,12; 34/12  analyze, 17/3; 18/17,25; 19/5,10; 21/12; 22/7  analyzed, 17/3; 18/17,25; 19/5,10; 22/7  answer, 30/17; 40/1  answered, 30/17  anti-depressant,</p>	<p>[Also:] 7/16  anyone, 35/23; 36/8  anyway, 39/13  Apparently, 42/18  appear, 18/7,9,16; 21/5; 37/23; 38/6,9; 43/4  appeared, 18/7; 21/5  appears, 37/23; 38/6,9; 43/4  applicable, 15/21  applied, 37/24; 38/1  apply, 26/20; 28/5,6  approached, 22/1  appropriate, 18/4; 34/18; 42/23; 43/11  approximately, 23/25  April, 6/16  argument, 35/16  arrest, 21/25; 24/2; 42/8  arrested, 24/2  arrived, 17/11; 18/12  asked, 30/23  asking, 4/17,18; 8/15,23,25; 9/23; 33/17,21,25; 38/23; 39/6,8  assemble, 16/22  assessed, 40/2  assessment, 46/2,3  assessments, 46/3  assigned, 17/2,8; 19/3,16; 21/12  assistance, 44/3  attempted, 14/5  attempting, 16/22  attorney, 24/14; 26/23; 27/24; 28/2; 29/2; 31/9; 41/5;</p>
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<b>42/24; 43/9</b> Attorney/Client, <b>28/2</b> audit, <b>19/25</b> authority, <b>22/11,15</b> authorized, <b>15/8,17; 20/20; 22/6</b> availability, <b>14/12</b> available, <b>27/6</b> awarded, <b>44/7</b> awards, <b>37/20</b> aware, <b>27/23</b> awhile, <b>37/8</b> bachelor's, <b>6/8,9</b> back, <b>11/21; 21/2,3; 26/12; 28/23; 36/23</b> bacteriologist, <b>6/13</b> bag, <b>17/20,21; 18/6,7,14,16; 19/13,15,23; 20/6,10,21,22,24; 21/4,5,9,10,11,14,17; 23/24; 24/3,24; 33/11</b> baggy, <b>18/16; 20/10; 23/24</b> bags, <b>18/7; 21/11</b> baked, <b>19/11; 21/8,18</b> baking, <b>21/7</b> balance, <b>36/20; 44/13; 45/7</b> balanced, <b>36/20</b> barrier, <b>36/4,5</b> barriers, <b>36/4</b> base, <b>18/24; 27/6; 34/16</b> based, <b>34/16</b> basically, <b>38/3</b> basis, <b>33/7</b> batch, <b>16/19,23; 17/6; 20/8</b>	because, <b>4/18; 13/10,12; 14/15; 21/21; 22/20; 27/17; 28/10,15; 31/3; 35/17; 36/8,10,24; 37/10; 38/8,18,19; 41/23</b> began, <b>31/23</b> beginning, <b>5/3</b> begun, <b>19/22</b> behalf, <b>4/11; 9/21; 12/7</b> believe, <b>3/22; 16/2; 19/8,20; 22/5; 27/17; 30/6,8; 38/13</b> believed, <b>19/8,20; 22/5</b> believes, <b>16/2</b> belonging, <b>14/23</b> benefits, <b>28/14</b> Berkshire, <b>42/6</b> beyond, <b>11/8,11,23; 12/1; 13/19; 15/21; 41/1</b> bin, <b>17/20,23; 18/15</b> birth, <b>5/24,25</b> bit, <b>35/9; 41/20</b> blade, <b>21/8</b> blame, <b>35/23</b> blames, <b>35/23</b> borderline, <b>6/23</b> born, <b>5/24,25</b> both, <b>17/15,16; 24/4,23; 28/10</b> bottle, <b>21/7</b> briefly, <b>20/14</b> bring, <b>16/17; 28/23; 40/15; 41/11</b> brings, <b>16/17; 40/15</b> broken, <b>36/21</b> burden, <b>11/22</b> burnt, <b>20/24</b>	cabinet, <b>17/20</b> California, <b>6/1</b> call, <b>3/1; 6/22; 11/14; 12/7; 13/7; 14/10; 18/10,16; 37/2; 38/3; 43/13</b> called, <b>3/1; 18/10</b> calling, <b>6/22</b> came, <b>36/17; 38/1</b> candle, <b>19/9; 21/8,20</b> capable, <b>7/7</b> car, <b>14/23; 16/4; 20/20; 33/11; 37/17; 38/19,20,21; 39/2; 43/25</b> career, <b>37/17; 43/25</b> carefully, <b>16/4</b> carried, <b>14/23</b> carries, <b>38/19</b> carry, <b>38/20,21</b> case, <b>7/8; 8/14; 9/17; 10/16; 13/10; 14/7,24; 15/8; 16/3,25; 17/25; 21/13; 22/19; 28/19; 29/25; 30/13; 34/6,19; 35/19,20; 38/10; 40/22; 41/6,9; 42/5,7</b> cases, <b>16/25; 34/6,19; 35/19,20; 38/10; 41/9; 42/5,7</b> cause, <b>4/18; 13/10,12; 14/15; 21/21; 22/20; 27/17; 28/10,15; 31/3; 34/15; 35/17; 36/8,10,24; 37/10; 38/8,18,19; 41/23</b> causing, <b>25/9,18</b> certain, <b>10/19; 26/10; 28/6,12,14;</b>
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<p> <b>35/24; 36/4,9;</b>  <b>37/7,10; 38/15;</b>  <b>40/23; 43/2</b>            certainly, <b>26/10;</b>  <b>28/6; 35/24;</b>  <b>36/4,9; 37/7,10;</b>  <b>38/15; 40/23</b>            certificate, <b>17/4,9</b>            challenge, <b>11/19</b>            chance, <b>4/25;</b>  <b>9/17,24; 16/7; 36/8</b>            change, <b>3/8; 5/1,6;</b>  <b>31/19; 32/9</b>            changed, <b>31/19</b>            changes, <b>32/9</b>            characteristics,  <b>35/10</b>            charge, <b>4/2; 5/2;</b>  <b>8/17,20;</b>  <b>9/5,7,8,10;</b>  <b>10/1,25;</b>  <b>11/3,5,9,14,25;</b>  <b>12/2,12;</b>  <b>13/6,15,22;</b>  <b>15/17,21; 25/5;</b>  <b>26/3,9; 27/4,11,18;</b>  <b>28/6,7,19,20; 29/6;</b>  <b>30/4,25;</b>  <b>32/7,14,21;</b>  <b>33/22,23; 34/25;</b>  <b>40/17; 41/7,11,15;</b>  <b>42/13; 43/16; 44/9;</b>  <b>46/12</b>            charged, <b>13/22;</b>  <b>27/11; 40/17;</b>  <b>41/7,15</b>            charges, <b>4/2; 5/2;</b>  <b>8/17,20;</b>  <b>9/5,7,8,10;</b>  <b>10/1,25;</b>  <b>11/5,14,25; 12/12;</b>  <b>13/6,15; 15/17,21;</b>  <b>25/5; 26/3,9;</b>  <b>27/4,18;</b>  <b>28/6,7,19,20; 29/6;</b> </p>	<p> <b>30/25; 32/7; 34/25;</b>  <b>41/11,15; 42/13;</b>  <b>43/16; 46/12</b>            charging, <b>32/17,25;</b>  <b>45/10</b>            checked, <b>17/13</b>            chemical, <b>18/22</b>            chemist, <b>21/12;</b>  <b>22/12</b>            chemists, <b>22/12</b>            Chicopee, <b>44/11;</b>  <b>45/16</b>            choice, <b>13/8</b>            choose, <b>10/10</b>            chose, <b>10/11; 12/8;</b>  <b>13/9</b>            chunks, <b>17/21,22;</b>  <b>19/20</b>            circumstances, <b>40/3</b>            citizen,  <b>26/9,13,15,23,25</b>            citizenship, <b>26/13</b>            claiming, <b>22/4</b>            clarification,  <b>33/11</b>            Class, <b>9/10;</b>  <b>15/13,15; 28/7;</b>  <b>30/7; 32/17,25;</b>  <b>33/23; 45/9,11</b>            clay, <b>19/11;</b>  <b>21/9,19</b>            clear, <b>8/8,15;</b>  <b>40/22; 42/3; 43/17</b>            clearly, <b>8/8; 42/3</b>            clerk, <b>3/4;</b>  <b>5/11,14;</b>  <b>32/3,11,16,20,24;</b>  <b>33/3; 44/6</b>            client, <b>4/11;</b>  <b>26/18; 28/2</b>            close, <b>38/12</b>            closure, <b>20/9</b>            clouded, <b>7/4,19;</b>  <b>8/2</b>            cocaine, <b>15/16,18;</b> </p>	<p> <b>17/17,20;</b>  <b>18/9,14,17,18,23,24</b>  <b>;</b>  <b>19/1,6,8,10,20,24;</b>  <b>20/5,10,22;</b>  <b>21/1,6,9,10,18;</b>  <b>22/17; 24/3,6,23;</b>  <b>32/18; 33/1,12;</b>  <b>34/25</b>            collected, <b>46/3</b>            collecting, <b>27/9</b>            Colloquy, <b>5/15</b>            comes, <b>38/1</b>            commit, <b>14/21;</b>  <b>29/17; 36/11;</b>  <b>44/10; 45/5,15</b>            committed, <b>14/21;</b>  <b>36/11; 44/10;</b>  <b>45/5,15</b>            Commonwealth, <b>3/5;</b>  <b>16/11; 22/19;</b>  <b>33/14; 35/1,15</b>            Commonwealth's,  <b>35/1,15</b>            community, <b>38/13;</b>  <b>39/12; 43/10;</b>  <b>44/19; 46/6</b>            compare, <b>18/20;</b>  <b>21/16</b>            compared, <b>18/20</b>            compassion,  <b>36/20,23; 37/10</b>            complaints, <b>30/19</b>            complete, <b>6/2;</b>  <b>17/4,14; 18/19;</b>  <b>34/18</b>            completed, <b>6/2;</b>  <b>17/4,14</b>            completely, <b>34/18</b>            comply, <b>43/23</b>            computer, <b>17/14</b>            conceal, <b>14/5,6</b>            concealed, <b>14/5</b>            concerned, <b>3/15</b>            concerns, <b>30/17</b> </p>
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<p> <b>27/2,3,13; 28/3,23;</b>  <b>29/17,24;</b>  <b>30/2,10,11;</b>  <b>31/5,24; 32/9;</b>  <b>33/4,13;</b>  <b>35/2,7,12,14,21;</b>  <b>36/7,19;</b>  <b>37/1,4,9,15,24;</b>  <b>38/8,10,18;</b>  <b>39/5,7,14,16,21,23;</b>  <b>40/6,9,11,12,14,15,</b>  <b>16; 41/17; 44/7,10;</b>  <b>45/4,15,19,24;</b>  <b>46/1,4,8,12,15,16</b>  <b>courtroom, 11/15;</b>  <b>20/14; 35/12</b>  <b>courts, 41/17</b>  <b>crack, 17/23,24;</b>  <b>18/18,24;</b>  <b>19/8,10,20,24;</b>  <b>20/5,10,22,25;</b>  <b>21/6,10; 22/17;</b>  <b>24/5; 33/12; 34/25</b>  <b>create, 12/10</b>  <b>credibility, 34/11</b>  <b>credit, 45/24</b>  <b>crime,</b>  <b>13/17,19,21,22;</b>  <b>34/14; 36/11; 41/10</b>  <b>crimes, 13/19;</b>  <b>41/10</b>  <b>criminal, 3/4;</b>  <b>9/17; 27/11;</b>  <b>29/18,21;</b>  <b>34/9,12,19; 39/9;</b>  <b>41/9,14</b>  <b>cross-examine,</b>  <b>[Also:] 11/17</b>  <b>cross, 11/17;</b>  <b>36/3,5</b>  <b>crosses, 36/3,5</b>  <b>custody, 46/7</b>  <b>Data, 17/13; 27/6</b>  <b>date, 5/4,24,25;</b>  <b>10/1; 16/18; 31/21</b> </p>	<p> <b>day, 3/12; 6/25;</b>  <b>7/7; 8/4; 10/14;</b>  <b>20/12; 27/13;</b>  <b>29/16,19; 35/12,22;</b>  <b>37/16; 39/20;</b>  <b>40/15,16; 42/14;</b>  <b>46/1</b>  <b>days, 46/1</b>  <b>dealing, 42/14</b>  <b>December, 39/18</b>  <b>decide, 9/22;</b>  <b>10/11,22; 11/2;</b>  <b>29/9; 30/25</b>  <b>decided, 10/11;</b>  <b>30/25</b>  <b>deciding, 13/9;</b>  <b>31/21</b>  <b>decision, 7/8;</b>  <b>12/22; 41/24</b>  <b>declined, 21/24;</b>  <b>22/2</b>  <b>deemed, 34/4</b>  <b>deems, 39/14</b>  <b>defend, 3/2;</b>  <b>5/8,13; 13/11;</b>  <b>17/2,3,9,15,18;</b>  <b>18/2,21,22;</b>  <b>19/3,14,16,22;</b>  <b>20/7,8,12,15;</b>  <b>21/3,5,24; 22/1,17;</b>  <b>31/6; 34/5,10,18,20</b>  <b>Defendant, 3/2;</b>  <b>5/8,13;</b>  <b>17/2,3,9,15,18;</b>  <b>18/2,21,22;</b>  <b>19/3,14,16,22;</b>  <b>20/7,8,12,15;</b>  <b>21/3,5,24; 22/1,17;</b>  <b>31/6; 34/5,10,18,20</b>  <b>Defendant's, 17/18;</b>  <b>18/2,21,22; 19/14;</b>  <b>20/7; 21/3,24;</b>  <b>31/6; 34/5</b>  <b>defendants, 34/10</b>  <b>defenses, 26/3;</b> </p>	<p> <b>30/4</b>  <b>defined, 15/5</b>  <b>definitely, 27/1;</b>  <b>36/3; 37/21</b>  <b>degree, 6/4,9;</b>  <b>10/21</b>  <b>denied, 26/11,13</b>  <b>department,</b>  <b>16/14,24; 20/4;</b>  <b>43/1; 44/20,22</b>  <b>depending, 29/1</b>  <b>deported, 26/11;</b>  <b>27/1</b>  <b>depression, 6/21;</b>  <b>37/3</b>  <b>depriving, 15/2</b>  <b>described, 19/20;</b>  <b>24/24</b>  <b>deserving, 36/23;</b>  <b>37/4,10</b>  <b>desired, 3/24</b>  <b>destroy, 14/5,6;</b>  <b>34/18</b>  <b>destroyed, 14/5;</b>  <b>34/18</b>  <b>details, 35/7</b>  <b>determine, 19/10;</b>  <b>20/1; 44/19; 46/7</b>  <b>determined, 19/10;</b>  <b>44/19; 46/7</b>  <b>detriment, 37/15</b>  <b>diabetes, 7/17</b>  <b>Diego, 6/1</b>  <b>different, 3/25;</b>  <b>7/14; 16/25;</b>  <b>18/8,22; 22/21;</b>  <b>23/1; 24/1,21;</b>  <b>40/24</b>  <b>difficult, 7/1</b>  <b>directly, 41/2;</b>  <b>44/12; 45/6</b>  <b>disability, 6/18</b>  <b>disagree, 16/6</b>  <b>discovered, 16/13;</b>  <b>17/7; 20/2</b> </p>
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<p> <b>23/8,10; 25/15</b>  soy, <b>19/8; 21/8,19</b>  spatula, <b>20/24</b>  speak, <b>4/23,24;</b>  <b>16/4; 27/24; 35/6</b>  speaking, <b>4/23;</b>  <b>16/4</b>  Spec, <b>14/10; 17/13;</b>  <b>18/6,20; 20/5;</b>  <b>35/24; 36/7,17;</b>  <b>40/1; 41/22;</b>  <b>44/15,24; 45/8</b>  special, <b>36/17;</b>  <b>44/15,24; 45/8</b>  Specifically, <b>14/10</b>  spent, <b>6/5</b>  spirited, <b>37/12</b>  split, <b>29/10</b>  spouse, <b>35/13</b>  spring,  <b>16/14,24,25; 20/13;</b>  <b>24/2; 38/14</b>  Springfield,  <b>16/14,24,25; 20/13;</b>  <b>24/2</b>  spun, <b>36/21</b>  stabilizer, <b>7/15</b>  stand, <b>3/9,25;</b>  <b>4/19,24; 5/5,7;</b>  <b>7/1; 8/4,20;</b>  <b>9/2,11; 10/1,3;</b>  <b>11/1,9,18; 12/2,13;</b>  <b>13/11,13,24;</b>  <b>14/2,7,16,17;</b>  <b>15/9,19; 24/13;</b>  <b>25/2; 26/14;</b>  <b>27/14,15,21;</b>  <b>28/4,7,8,9,16;</b>  <b>29/7,14,16,22;</b>  <b>30/2,8; 34/9;</b>  <b>35/15; 36/15</b>  standing, <b>3/9,25;</b>  <b>8/4; 10/3</b>  state, <b>5/19;</b>  <b>6/14,15; 9/6;</b> </p>	<p> <b>18/10,12; 19/12;</b>  <b>20/15; 21/2,23;</b>  <b>22/6,9,11;</b>  <b>26/10,12,14;</b>  <b>27/6,20; 29/6;</b>  <b>33/15,19,24; 35/16;</b>  <b>36/16; 38/22;</b>  <b>40/16; 41/19,23;</b>  <b>43/8</b>  stated, <b>20/15;</b>  <b>21/23</b>  States, <b>26/10,12,14</b>  station, <b>17/19;</b>  <b>18/2; 20/7,16;</b>  <b>21/3; 23/25; 24/24</b>  statistic, <b>38/25</b>  statute, <b>22/8</b>  stealing, <b>34/16,23</b>  stole, <b>15/4,6;</b>  <b>22/17; 24/20</b>  stolen, <b>15/4</b>  stop, <b>5/2; 6/16;</b>  <b>31/20</b>  stopped, <b>6/16</b>  storage, <b>22/10,16</b>  straight, <b>29/2,5;</b>  <b>35/5; 43/16,20,21;</b>  <b>45/20</b>  strange, <b>18/6</b>  struggle, <b>35/9;</b>  <b>39/17; 42/17,18</b>  struggled, <b>42/17</b>  struggles, <b>35/9;</b>  <b>39/17</b>  struggling, <b>36/25</b>  subject, <b>29/20;</b>  <b>42/13; 43/22</b>  submitted, <b>9/20;</b>  <b>16/14,18;</b>  <b>19/6,13,19; 20/3,9;</b>  <b>21/15; 34/8,12;</b>  <b>35/6,11; 41/8,23</b>  submitting,  <b>16/17,20</b>  substance, <b>9/6,10;</b> </p>	<p> <b>14/20;</b>  <b>15/5,6,7,9,13,15;</b>  <b>17/22; 18/8,22;</b>  <b>19/2; 20/16; 22/10;</b>  <b>24/4,7; 28/7;</b>  <b>32/18,22; 33/1;</b>  <b>43/2,24; 44/16,23;</b>  <b>45/10,11</b>  substances,  <b>15/5,6,7; 18/8,22;</b>  <b>20/16; 22/10; 24/4</b>  such, <b>28/14</b>  Sudbury, <b>18/17;</b>  <b>19/7,23; 20/11;</b>  <b>21/12,15</b>  suffer, <b>6/17,22,24;</b>  <b>36/6; 37/17;</b>  <b>38/5,8,11,16</b>  suffered, <b>6/17;</b>  <b>37/17; 38/5,8,16</b>  suffers, <b>36/6</b>  suggest, <b>20/7;</b>  <b>36/19; 37/4;</b>  <b>38/7,20</b>  suggests, <b>20/7</b>  summons, <b>10/13</b>  Superior, <b>4/17</b>  supervision, <b>39/9;</b>  <b>42/25</b>  supervisor, <b>17/12;</b>  <b>21/23</b>  supply, <b>40/20</b>  support, <b>35/12;</b>  <b>41/4,7; 44/3</b>  supported, <b>41/7</b>  supporters, <b>44/3</b>  suppress, <b>12/17</b>  sure, <b>4/19,21; 5/4;</b>  <b>14/2; 20/9; 22/22;</b>  <b>25/8,21; 42/4; 43/3</b>  suspect, <b>20/5;</b>  <b>40/1; 41/22</b>  suspected, <b>20/5;</b>  <b>41/22</b>  suspend, <b>27/19;</b> </p>
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<p> <b>29/10,11,13;</b>  <b>43/15,18,19; 44/13;</b>  <b>45/7</b>  suspended,  <b>29/10,11,13;</b>  <b>43/15,18,19; 44/13;</b>  <b>45/7</b>  sworn, <b>5/10,12</b>  system, <b>39/9</b>  take, <b>10/21; 13/11;</b>  <b>27/7; 31/7; 32/3,9;</b>  <b>35/14,22; 36/22;</b>  <b>39/25; 40/9,23;</b>  <b>42/16; 44/21</b>  taken, <b>27/7</b>  taking, <b>7/22;</b>  <b>11/16; 42/19</b>  tamper, <b>9/8; 14/4;</b>  <b>21/7; 22/24; 24/20;</b>  <b>28/5; 32/14; 33/17;</b>  <b>34/5,9,16,23;</b>  <b>42/11; 44/9</b>  tampered, <b>21/7;</b>  <b>24/20; 34/9</b>  tampering, <b>9/8;</b>  <b>14/4; 22/24; 28/5;</b>  <b>32/14; 33/17;</b>  <b>34/5,16,23; 44/9</b>  taxpayer, <b>41/7</b>  tell, <b>4/24,25; 5/2;</b>  <b>9/16,24; 10/20;</b>  <b>11/16; 16/2,7;</b>  <b>26/7; 31/7,13,19;</b>  <b>32/3; 42/4</b>  telling, <b>31/13</b>  temporary, <b>19/14</b>  ten, <b>3/11,21;</b>  <b>4/5,12; 6/24;</b>  <b>8/13,16,18,19;</b>  <b>9/4,6,13,20,22;</b>  <b>12/11; 13/24;</b>  <b>14/11; 15/1,14;</b>  <b>16/3; 18/6; 19/11;</b>  <b>21/18,19;</b>  <b>25/8,13,21; 26/20;</b> </p>	<p> <b>29/1,3,4,6,10,11,12</b>  <b>,13,20,21;</b>  <b>33/16,19,24;</b>  <b>34/2,8,13,17,22;</b>  <b>35/6,7; 37/3,16;</b>  <b>38/22; 40/13;</b>  <b>43/9,14,15,18,19,21</b>  <b>,22; 44/7,12</b>  tend, <b>12/11; 13/24;</b>  <b>37/3</b>  tendency, <b>37/3</b>  term, <b>8/16; 19/10;</b>  <b>20/1; 33/23,25;</b>  <b>34/24; 43/20;</b>  <b>44/14,19; 46/7</b>  terms, <b>8/16; 43/20;</b>  <b>44/14</b>  test, <b>6/14; 11/15;</b>  <b>12/7,9; 13/8,9;</b>  <b>16/17,21; 17/9,16;</b>  <b>19/16,22,24;</b>  <b>20/10,14; 21/17;</b>  <b>22/16,18; 24/4,5;</b>  <b>34/20; 35/18;</b>  <b>39/11; 41/16,19</b>  tested, <b>16/17,21;</b>  <b>17/16; 19/24;</b>  <b>20/10; 21/17;</b>  <b>24/4,5; 34/20</b>  testified, <b>13/8</b>  testify, <b>11/15;</b>  <b>12/7; 13/9; 20/14;</b>  <b>35/18</b>  testimony, <b>12/9</b>  testing, <b>6/14;</b>  <b>17/9; 19/16;</b>  <b>22/16,18; 39/11</b>  thank, <b>3/19; 5/14;</b>  <b>12/23; 16/10;</b>  <b>24/11; 27/2; 30/10;</b>  <b>32/11; 33/3,13;</b>  <b>35/2,3; 39/23;</b>  <b>40/9; 44/6; 46/14</b>  that's, <b>3/17;</b>  <b>4/3,8,10; 9/23;</b> </p>	<p> <b>13/3,11; 22/25;</b>  <b>23/22; 24/1;</b>  <b>25/9,18; 29/6;</b>  <b>35/1; 40/22; 43/10;</b>  <b>46/10</b>  theft, <b>9/7; 14/20;</b>  <b>22/23; 28/5; 32/22;</b>  <b>33/18</b>  them, <b>10/21; 11/6;</b>  <b>12/20,21,22; 18/10;</b>  <b>40/17,21; 41/9</b>  themselves, <b>40/21</b>  then, <b>19/6,17;</b>  <b>23/10; 32/3; 36/11;</b>  <b>38/2</b>  there's, <b>3/15;</b>  <b>22/20; 36/15;</b>  <b>38/23; 42/4,11,24;</b>  <b>43/17</b>  They'd, <b>10/19</b>  they're, <b>6/22;</b>  <b>17/25; 23/7;</b>  <b>28/10,15; 35/19;</b>  <b>40/20</b>  thing, <b>3/22; 4/23;</b>  <b>5/5,7; 9/18; 12/5;</b>  <b>15/14,15,20; 16/6;</b>  <b>24/14,18; 25/17;</b>  <b>26/4,7; 28/21;</b>  <b>30/22; 31/22,24;</b>  <b>32/6; 37/6; 40/14;</b>  <b>41/2; 42/18,22;</b>  <b>43/24</b>  things, <b>9/18;</b>  <b>15/20; 24/18;</b>  <b>26/4,7; 31/24;</b>  <b>32/6; 40/14; 42/18</b>  think, <b>7/4,19;</b>  <b>8/2,8; 24/10;</b>  <b>35/16; 36/4,25;</b>  <b>37/7,19; 38/22;</b>  <b>39/15; 40/22;</b>  <b>42/23; 43/10</b>  thinking, <b>7/4,19;</b>  <b>8/2,8</b> </p>
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<p> thought, 38/9  threatened, 25/8,21  three, 4/5; 8/17;  33/15,19; 34/17,22;  45/1,14  throughout, 10/14  thrust, 35/15  time, 5/9; 8/18;  14/13; 15/16; 17/7;  21/22; 22/4; 24/10;  25/24; 27/7;  29/17,25; 30/12;  36/22; 37/14,21,25;  38/7,15,21; 39/15;  40/3,17,18,19;  42/8; 43/1,7  tired, 8/6  today, 3/12; 6/25;  7/7; 8/4; 27/13;  29/16,19; 35/12,22;  37/16; 42/14; 46/1  together, 42/22;  44/15; 45/8  told, 16/6; 17/12;  24/14; 25/15; 32/5;  37/24; 38/1; 39/13  took, 14/23; 20/8  tote, 21/2,4,14,16;  24/24  touch, 41/2,3  towards, 37/3  track, 20/12; 36/23  tracked, 20/12  transport, 22/13,14  treat, 6/17,21;  7/17; 34/1,4; 36/2;  39/3,4,12; 43/2,4;  44/17,18,23  treated, 6/17,21  treatment, 34/1,4;  36/2; 39/3,4,12;  43/2,4; 44/17,18,23  trial, 5/3; 9/25;  10/9,11,12,14,18,22  ,23; </p>	<p> 11/2,11,13,22,25;  12/5,14; 13/6,9,19;  16/3,11;  31/19,20,22,25;  32/1; 34/12; 42/1,7  trials, 42/7  trouble, 39/17  true, 24/16; 25/3;  27/25  trust, 22/17;  34/7,15,20; 41/6  truth, 11/16  try, 26/12; 27/18  two, 3/7,25; 4/5;  7/14; 8/16,20;  15/12; 16/13,24,25;  17/23;  18/3,8,13,22;  19/2,6; 23/20;  33/15,19; 34/17,22;  37/1,24; 39/16;  44/10; 45/1,6,14;  46/12  types, 7/14; 28/12  U.S., 38/25  ultimately, 41/23  unable, 19/1; 27/8;  35/18,19  unagreed, 3/8  undergoing, 43/2  undergraduate, 6/9  undermine, 34/11  understand, 3/9,25;  4/19,24; 5/5,7;  7/1; 8/20; 9/2,11;  10/1,3; 11/1,9,18;  12/2,13; 13/13,24;  14/2,7,16,17;  15/9,19; 24/13;  25/2; 26/14;  27/14,15,21;  28/4,7,8,9,16;  29/7,14,16,22;  30/2,8; 35/15;  36/15 </p>	<p> understanding,  3/9,25; 10/3  understands, 30/8  understood, 31/14  unidentifiable,  21/15  United, 26/9,12,14  unlabeled, 17/21  unless, 11/6; 27/7  used, 7/4,20; 8/2;  10/17,19,21; 19/13;  20/23,25; 21/5;  30/22; 31/25  users, 11/19; 40/18  usually, 17/25  vehicle, 20/18;  24/3,8,25;  27/18,19,20  Vehicles, 27/18  victim, 46/2,5  violate, 28/24;  29/12; 34/21;  39/19; 43/18  violated, 28/24;  29/12; 34/21  violation, 14/14;  28/22; 41/6; 43/21  visually, 18/6  voluntarily, 4/22;  25/6; 33/6  waiting, 20/13  waived, 40/4  Waiver, 31/6  walks, 22/5  warrant, 20/19;  21/4  wasn't, 37/7  wax, 17/21; 19/9;  21/8  waxy, 17/21  way, 7/4,19; 8/2;  14/23; 15/25;  25/9,22; 37/12;  38/10; 39/13; 42/10  week, 20/9; </p>
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<p> <b>37/1,24; 39/16;</b>  <b>44/20</b>  weeks, <b>37/1,24;</b>  <b>39/16</b>  weighed, <b>33/11</b>  weighing, <b>18/18</b>  weight, <b>19/3,21;</b>  <b>20/5; 21/6</b>  well, <b>7/14; 16/7;</b>  <b>17/23; 18/14;</b>  <b>27/17; 28/13,18;</b>  <b>29/20; 32/5; 38/1;</b>  <b>43/11,15; 44/4</b>  western, <b>34/6</b>  what's, <b>5/24; 6/2;</b>  <b>7/1; 31/22; 40/22</b>  whatever, <b>37/3;</b>  <b>38/3; 39/13</b>  whether, <b>11/2;</b>  <b>14/13; 41/24;</b>  <b>42/10; 43/7</b>  whey, <b>20/23</b>  while, <b>17/24;</b>  <b>18/6,8; 19/25;</b>  <b>22/7,17; 37/8</b>  white, <b>17/20,22;</b>  <b>19/20</b>  willingly, <b>4/22;</b>  <b>25/6</b>  wish, <b>32/7; 44/4</b>  withdraw, <b>9/25</b>  witness, <b>11/14,17;</b>  <b>12/7; 13/7; 46/2</b>  witnesses,  <b>11/14,17; 12/7</b>  woman, <b>43/25</b>  Women's, <b>44/11;</b>  <b>45/5,16</b>  words, <b>14/24; 15/5</b>  work, <b>6/13,15;</b>  <b>17/11,18; 18/2;</b>  <b>20/7,16,21; 21/3;</b>  <b>23/24; 24/24</b>  worked, <b>6/13,15</b>  works, <b>20/21</b> </p>	<p> world, <b>36/12;</b>  <b>39/1,2</b>  world's, <b>39/1,2</b>  wouldn't, <b>10/20</b>  wrapped, <b>20/22</b>  Yeah, <b>31/9</b>  year, <b>4/5,7,12;</b>  <b>6/3,5,6,13;</b>  <b>8/17,19,24;</b>  <b>9/6,7,9; 27/10,21;</b>  <b>29/6; 33/15,19,23;</b>  <b>34/17,24; 35/4;</b>  <b>39/10; 42/14;</b>  <b>43/22; 44/11,14;</b>  <b>45/6,7,17,20; 46/10</b>  years, <b>4/5,7; 6/3;</b>  <b>8/17,24; 9/6,7;</b>  <b>27/21; 29/6; 35/4;</b>  <b>39/10; 43/22;</b>  <b>44/11,14; 45/6,7,20</b>  you'd, <b>4/24; 27/8;</b>  <b>42/8</b>  you've, <b>4/15; 6/2;</b>  <b>12/25; 25/2; 29/18;</b>  <b>31/19,23; 40/25;</b>  <b>42/17; 44/9</b>  zero, <b>38/23; 43/14</b> </p>	
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